S.B.Cr.Misc. Bail Application No.5244/2007

(Ghookar Singh alias Ram Singh Vs. State of Rajasthan)

Date of order : November 19, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.H.S.Sandhu, for the petitioner.
Mr.Ashok Upadhyaya, P.P. for the State.
Mr.Vikas Binjaria, for Mr.G.R.Punia, for complainant.

Heard learned counsel for the petitioner, Public Prosecutor for the State and the counsel appearing for the complainant. Perused the order impugned and police investigation diary. I have carefully gone through the statement of injured Jitendra Singh as also his injury report.

The allegation against the present petitioner and co-accused is that they were armed with Gandasi and sword. It was the present petitioner, who was armed with sword. The allegation against the petitioner is that he inflicted head injury by sword to Jitnedra Singh. The injury assigned to the petitioner is corroborated from the injury report. As per the material available on the record of the police case diary, injured Jasvir Singh suffered as many as 3 injuries by sharp

edged weapon and apart from other injuries, he suffered one incised wound. Other injured Lakhvir Singh also suffered two injuries by sharp edged weapon and Jitendra Singh s/o Jora Singh also suffered injuries by sharp edged weapon.

Keeping in view the nature of the injuries, out of which, one is on vital part i.e. skull by sword, which is assigned to the petitioner, in my view, at this stage, it is not a fit case to release the petitioner on bail.

The bail application filed by the petitioner under section 439 Cr.P.C. is, therefore, dismissed.

(H.R.PANWAR),J.

m.asif/-